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# Dispatch

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RICHMOND, VA., SUNDAY, OCTOBER 23, 1904.

PRICE FIVE CENTS.

## TWO NEEDED YET FOR THE M'CUE JURY

Not Enough From Fredericksburg Venire to Complete Panel.

### MRS. MARSHALL EXPLAINS LETTERS

Declares the Only One She Wrote Was a Brief One and a Matter of Business, and That the Longer One Was Penned by Someone Else.

(Special from Staff Correspondent.)  
CHARLOTTESVILLE, VA., October 22. For the third time within a week, the Corporation Court of Charlottesville has failed to secure sixteen men competent to sit in judgment upon McCue, the alleged murderer of his wife.

One hundred and thirty-nine men have been summoned and all but a possible half dozen have been subjected to a searching examination. Three different and distant cities have been visited and the State has gone to great expense. The court and its officers have racked their brains in an endeavor to set in motion the ponderous machinery of the law and still there is no beginning.

Once or twice it has seemed that all obstacles had been overcome, but at the crucial moment, the cog would slip and back into its old inaction would sink the half-started revolution upon which so much depends.

The State Has Been Stirred.

The situation is unique and as a commentary upon the now famous case, is significant. There could be no more, no more striving to get this trial in the manner in which the murder of this little Charlottesville woman has stirred the State to its very depths. Into the court have come the prominent men from homes far removed from the scene of the tragedy. From the different directions they have come and yet not sixteen out of 139 could meet the requirements of the law. Some objected to a conviction on circumstantial evidence and a few were opposed to capital punishment. But every man had read of the case and the great majority of them entertained an opinion of some sort, that is, deep-rooted or cantative. As for the opinion itself, it was easy to read that it was consistently against the accused. A few insisted upon blurring out this fact to the apparent amusement of the inscrutable McCue.

But Three From Fredericksburg.

The Fredericksburg contingent promised much at the start, but proved eventually that it could do no more than those from Richmond and Petersburg. At one moment during the day, the panel was complete, but one juror had to be excused on account of sickness and another was ruled out on a technicality. The gap thus created, was not filled, and after the utmost exertions, the court was compelled to admit its failure. When the session ended, three new names had been added to the list, and one, old one had been stricken off. This left a total of fourteen men.

Righter got down into the hard and stony road again, and is now securing the countryside in some direction near or remote for the others.

The three new men are S. B. Quinn, Jr., Nelson Decker and Samuel Deale. The one allowed to return home is R. E. L. Hargrave, of Petersburg.

Day of Great Interest.

The day in which these fragmentary results were accomplished, proved, however, to be the most interesting of the trial. There was no more to be said about the Fredericksburg venire. One man insisted on informing the court that he believed McCue guilty or else knew who killed his wife. In the case of another, there developed an interesting situation, in which the defense put it up to the court to decide whether or not the court promptly accepted the challenge. It was evident from this incident that Judge Morris is taking no chances with possible successful exceptions to his rulings, and that he intends throughout to proceed with the utmost care. Still another of the Fredericksburg men was challenged on account of an enigmatic declaration to the effect that he was interested in the female in the case.

Finally the court itself figured in a little incident. One of the counsel for the defense hinted that somebody had been dropping remarks intended for the ears of the jurymen. Judge Morris declared sharply that such an offense was not only not decent, but placed the offender in contempt of court. He issued a solemn warning that if he caught any one doing so again, a thing he would deal with him most harshly and in all likelihood send him to jail.

Case of Mrs. Marshall.

So much for the day in court. On the outside there is an absorbing topic, and that the peculiar circumstances surrounding the case of Mrs. Lester Marshall, the young woman whose suspicious character with sending love-letters to McCue in jail. As the days go by, more and more light is thrown upon this mysterious affair, but as yet the bottom has not been reached. That there is something beneath this entire matter has not yet escaped the public at large I am firmly convinced. At this time, however, when quiet investigations are being made in quarters unexpected, it is not possible to indicate beyond a suggestion what this something might be.

Mrs. Marshall is a young woman and an exceptionally good looking one. Before her marriage she was Miss Hattie Davis, of Orange county. She was married when seventeen years of age. She is now about twenty-two. She married Marshall against the wishes of her parents. Her life has not been a happy one. The man has been in court for drunkenness and disorder, and it is said that during a brief residence of the couple in Richmond he appeared to be a very different man.

(Continued on Seventh Page.)



SERGEANT C. W. ROGERS, of Charlottesville, The Popular Officer, Who is Experiencing Difficulty Getting a Jury to Try McCue.

## OLD FIGHT IS ON AGAIN

Certain Members of City Committee Would Have Secret Sessions.

### THE MOVE IS NOT POPULAR

A mild sensation has been provoked in local political circles by the introduction into the City Democratic Committee on Friday night of an amendment to the by-laws of the body, providing that hereafter all sessions of the committee shall be held behind closed doors.

It is a renewal of the old fight, brought up frequently on former occasions, to have the party affairs of the city conducted in secret, and from what could be learned among the members yesterday, the amendment will likely fall of adoption.

Those who will oppose it when it comes up at the meeting next Friday night are saying that the party's business is to a certain extent public business, and that their constituents do not desire any "star chamber proceedings."

Mr. Saunders's Move.

From all that can be gathered, the impression seems to be presented by Mr. Saunders, of Clay Ward, grew out of conditions that have arisen over the Macurter ordinance, which forbids city employees from holding seats in party committees. The publication of the proceedings of the body with reference to the resignations of members affected by the ordinance created a ripple in the body, and now the old battle is on again.

While strong leaders who have great influence in the committee are favorable to the amendment for secret sessions, it is said that the "rank and file" will probably outvote them, because the latter believe that their constituents have a right to know what they are doing from time to time in the interest of the party's success.

Under the rules the amendment lays on the table for one week.

### WORLD'S LARGEST BAGGAGE CENTER

(Special to The Times-Dispatch.)

NEW YORK, October 22.—From a report just received from the baggage department of the officials of the New York Central and Hudson River Railroad it has been learned that during the months from January to September of this year 1,345,735 pieces of baggage have been handled in the Grand Central Station, including more trunks and other articles of baggage are handled there than in any other railroad terminus in the world. Three railroads enter into the station. Although the figures for the number of pieces during nine months of this year surpass any heretofore known, the loss of property by theft or carelessness has been infinitesimal. Out of the total number of trunks, valises, grips, suit cases and travelers' bags received or sent out from the Grand Central Station, but five valises have been reported lost and one trunk stolen. The total value of the baggage handled at the terminus is estimated at \$100,000,000. There are now 23 men employed in the station on this work. Of these, thirty-five look after the incoming baggage, 120 are employed to handle the outgoing baggage and there are forty-eight porters.

### GOES MAD WHILE ON HIS WEDDING TRIP

(By Associated Press.)

ATLANTA, GA., Oct. 22.—A. F. Bennett, of Concord, N. H., said to be a prominent politician and a close friend of President Roosevelt, is under arrest here on a charge of insanity. Bennett was married about three weeks ago and came South on his wedding trip. At Savannah he began to act strangely and disappeared.

Mrs. Bennett wired for the police to look out for him, and he was found in the Piedmont Hotel. He was sitting in a chair at the barber shop, calling wildly for a "Turkish bath." The barbers and customers, the latter half shaved, and with towels around their necks, fled from the place, frightened.

When arrested he talked wildly about politics, declaring that he knew President Roosevelt and admired him, but would vote for Parker. At the police station he took the money he had from his pocket and tore up two twenty-dollar bills, and

## GIRL CAN COMMAND A BIG OCEAN LINER

(Special to The Times-Dispatch.)

PHILADELPHIA, PA., October 22.—Having demonstrated her ability to command a vessel under any and all conditions, Miss Jane Morgan, daughter of Randall Morgan, the gas magnate, has been given a master mariner's license by the United States bureau of inspectors of steam vessels. There are only five other women in this country who can claim similar distinction, qualified to take command of any vessel.

Miss Morgan has had several years' practical experience on her father's yacht, the Waturus. It was with the idea of being officially declared competent of commanding the yacht that Miss Morgan took the examination for a master's certificate.

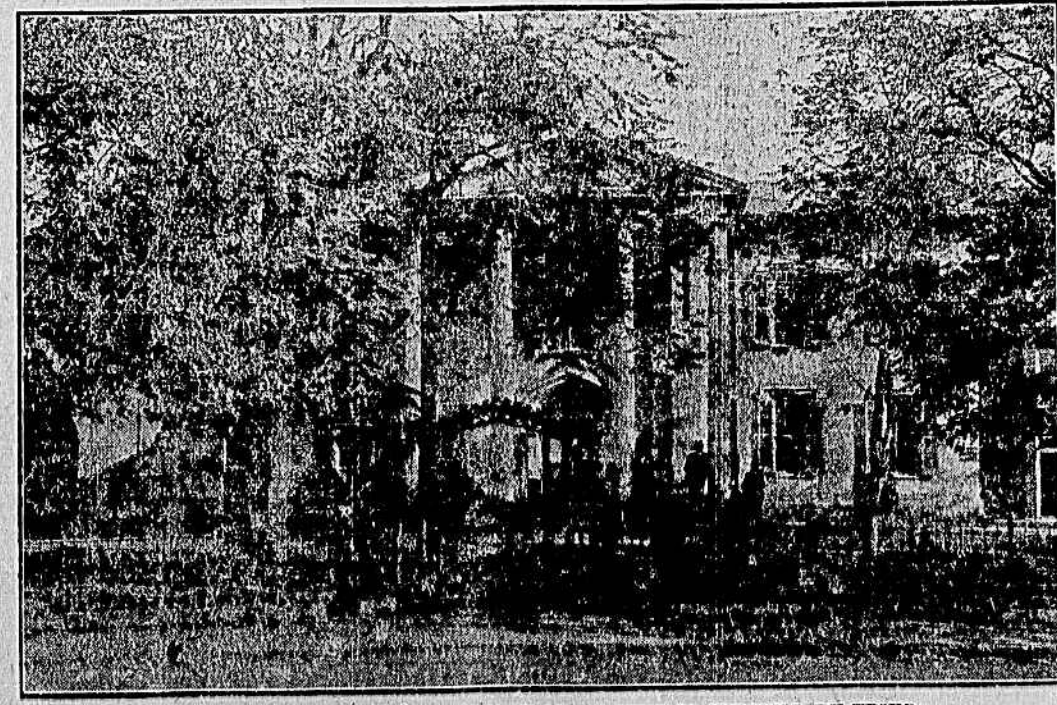
As a master mariner Miss Morgan is qualified to take command of any vessel from a coasting schooner to an Atlantic liner. Her certificate is said to read "for all oceans," the highest mark for navigating skill.

## MAYOR MC CARTHY NO FIGUREHEAD

Is Vigilant and Vigorous in Watching the City's Interests.

In his brilliant stump canvass for Mayor last spring, Captain Carlton McCarthy promised the voters that if elected he would never lay himself open to the charge that he was a figure-head, and there are hundreds of people in Richmond to-day who realize that he meant every word he uttered. His honor is a very busy man these days, and is always on the alert for the best interests of the city. He has taken personal cognizance of various kinds of nuisances and effectively ordered them abated and has paid visits to the scenes and in many instances taken the initiative himself.

He has ordered polluted springs closed, had old fire trap buildings razed to the ground, enforced the theatre and public hall exit ordinances, and is at work now on new lines which will result in the abatement of further nuisances in the interest of the public health. His honor is doing his work quietly, but vigorously and shows no disposition to exploit it before the public. Last week he made no less than half a dozen public addresses and still found time to receive his guests and to look after his various duties as Mayor of the city.



COURTHOUSE AT CHARLOTTESVILLE, WHERE MCCUE WILL BE TRIED.

## GOODE TRIAL RESULTS IN CONVICTION

Jury Finds the Negro Guilty of Murder in the First Degree.

### EXCEPTIONS TAKEN TO JURY'S VERDICT

Negro Charged With Killing Inspector Shinberger Found Guilty of Murder at Second Trial—Counsel May Take an Appeal.

After a conference of about an hour the jury in the case of James Goode, charged with the murder of Police Inspector J. P. Shinberger, while attempting to escape arrest, last night handed in a verdict of murder in the first degree. Arguments were made by Messrs. Alex. and Conway R. Sands for the defense, and by Commonwealth's Attorney D. C. Richardson for the prosecution. The speeches were strong on each side, but the jury had evidently made up their minds on the evidence.

The defense endeavored to show that Goode had no cause for shooting. He had acknowledged that he killed Richard Fox in self-defense, and that he had been in hiding with the view of getting away from the city, so that he could secure funds with which to defend himself. Counsel argued that it was, according to expert evidence, impossible for a man on the ground to have inflicted the wound that caused the death of Inspector Shinberger, but that it could have been made by some one in an elevated position.

Evidence Reviewed.  
Mr. Richardson reviewed the evidence. He showed that the testimony of Detectives Gibson and McMahon tallied with the statement made by Captain Shinberger himself immediately after the shooting, and he brought out the point that Goode himself testified that he heard only two shots before he left the yard. The arguments closed at 6:15, and it was about an hour later that the verdict was rendered.

Exceptions were made by counsel for the defense, and a motion to set aside the verdict was made by Mr. Higinbotham. The motion was denied.

Judge Witt fixed upon Wednesday at 11 o'clock as the time to argue on this motion, and the jury was discharged. The shooting was known at the time, but in a short while Captain Whitlock, Detectives Wiltshire and McMahon learned who the assassin was, and the entire force, under the direction of Chief Hulse, were on the trail.

The shooting created the greatest excitement. Almost every man on the force was put to work on the case. Men who were off duty volunteered to work extra, and for three days and nights every effort was made to capture the man. Finally on the following Sunday Goode was caught in a clump of bushes in Henrico county by Policemen Wiley and Gary and the county man, on the morning Inspector Shinberger died. He confessed that he was the man who shot Fox, and said he had been in hiding in the Second Street house. He said he was the man who jumped from the window and ran out the gate, but he denied that he shot Inspector Shinberger.

The case was heard at the July term of the Hustings Court by a jury from Lynchburg. The result was a hung jury. The jury that heard the case and brought in the verdict yesterday came from Chesterfield county.

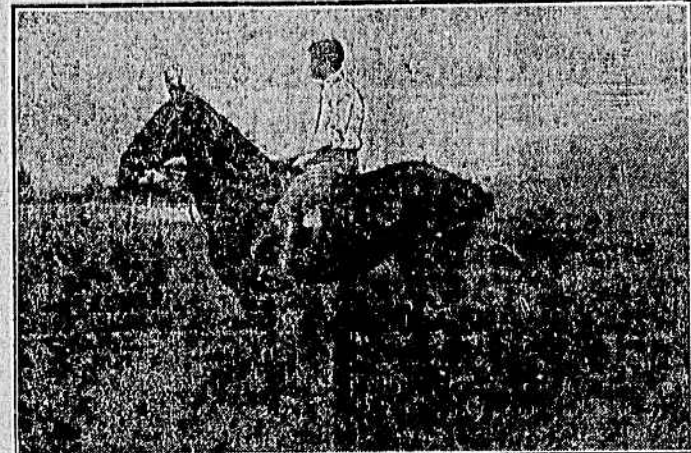
Goode was remanded to jail last night to await the result of the argument next Wednesday.

### MATIMONY HURTS TEMPERANCE WORK

(Special to The Times-Dispatch.)

ANDERSON, IND., October 22.—Matrimony is playing havoc with the active membership of the Young Women's Christian Temperance Union in Indiana, according to an official report to be made by State Secretary Clara M. Sears at the Columbus annual meeting.

She explains that during the last year four "C" unions disbanded. Two were



J. TAYLOR MCCUE ON "TILLIE." Eldest Son of Ex-Mayor McCue, Astride the Splendid Green Hunter, "Tillie," Which Won a Ribbon at the Richmond Horse Show.

organized, one at Fredericksburg and the other at Evansville. The loss or withdrawal of forty-two young women from the work is ascribed to marriage. In proportion to their number, young men, who are also admitted to the organization, have not been so fortunate, or they have continued active after marriage, for there was only a loss of four males during the year.

### BIGGEST CARGO OF COTTON EVER SENT FROM AMERICA

(Special to The Times-Dispatch.)

GALVESTON, TEXAS, October 22.—The British steamer Normann, which sailed for Liverpool yesterday, carried out a record cargo of cotton. She had on board 2,733 square bales and 8,294 round bales, making a total equivalent of 26,893 square bales, of an export value of \$1,500,000. This is the largest cargo of cotton ever carried out of this port and the largest shipment from any port in the United States. It is equivalent to a crop, at half a bale to the acre, of more than 34,000 acres of the finest land in the cotton belt of Texas, and required 284 cars to transport it to the ship's side.

### ALLEGED BLACKMAILER CAUGHT BY DECOY PACKAGE

(By Associated Press.)

CHICAGO, October 22.—Rogers McDonald, twenty-two years old, is under arrest on the charge of attempting to blackmail H. N. Higinbotham and Milton W. Kirk, wealthy Chicago business men. McDonald is charged with having written a letter to Mr. Higinbotham, demanding \$5,000, and a similar one to Mr. Kirk, demanding \$500. The letter to Mr. Higinbotham instructed that the money be deposited in a hole in an unrequited portion of the city.

Detectives went to the spot indicated, placed a decoy package in the hole and arrested McDonald when he appeared. The man threatened to blow up the home of Mr. Higinbotham if the money was not paid.

## SHAM SUICIDE OF TRICKY HUSBAND

Not Dead or Dying, But Gave a Show Worth the Money.

(Special to The Times-Dispatch.)  
OVOSO, MICH., Oct. 22.—High tragedy, with a farcical climax, was played by Hiram Lanphere, a plumber, who, after a quarrel with his young wife, threatened to kill himself. He went home sober and finding her away, proceeded to lay out the properties and set the stage for the play.

When his wife came in later the odor of carbolic acid pervaded the house, and her husband lay upon the couch, apparently dead. His wife could smell the acid on his lips, and she created a sensation by running into Goodwin's grocery store, shrieking at the top of her voice that her husband had taken poison. A hurry call was sent to several physicians in the neighborhood, and dozens of people rushed to the Lanphere home, where they found the man of the house lying on a sofa groaning and apparently in great agony, while a strong odor of carbolic acid filled the room.

After an exhaustive examination by the doctors, Lanphere confessed that he had taken not a drop of poison, but had spilled some of the acid to create a smell, and then simulated great suffering to punish his wife. A love scene followed, and the neighbors say the show was worth the price of admission.

## UNIVERSITY BEATS V. M. I.

Defeat the Cadets by Score of Seventeen to Nothing in Forty Minutes.

### PLAYING A STRONGER GAME

### FOOT-BALL SCORES.

Artillery 32, Richmond College 0.  
University of Virginia 17, V. M. I. 0.  
V. P. I. 30, William and Mary 0.  
Phillips 41, Norfolk 0.  
West Point 11, Yale 0.  
Harvard 12, Carle 0.  
Pennsylvania 16, Columbia 0.  
Cornell 38, Franklin Marshall 5.  
Amherst 5, Brown 0.  
Princeton 80, Lehigh 0.  
University of Vermont 0, Tufts 0.  
Phillips Exeter 24, Harvard Second 0.  
New York University 6, Trinity College 0.  
Phillips Andover 28, Harvard Freshmen 0.  
Williams 23, Hamilton 0.  
Michigan 19, West Virginia 0.  
Chicago 32, Northwestern 0.  
Wisconsin 81, Drake 0.  
Minnesota 148, Grinnell 0.  
Illinois 24, Purdue 0.  
Washington and Jefferson 0, Pennsylvania State 12.  
Georgetown 47, Washington and Lee 0.  
University of Florida 0, Florida State College 0.  
Navy 0, Dickinson 0.  
Lafayette 4, Swarthmore 0.  
Clemson College 10, University of Georgia 0.  
William and Mary 58, Hampton 0.  
Augusta Academy 15, Staunton 0.

(Special to The Times-Dispatch.)

CHARLOTTESVILLE, VA., October 22. VIRGINIA SCORED one more touchdown against the Virginia Military Institute today than did the naval cadets two weeks ago, defeating the Lexingtonians 17 to 0, in forty minutes' play.

Virginia showed marked improvement in every department of the game. The line proved much stronger and the plays were gotten off with a snap and vim that was refreshing. The cadets, on the other hand, did not put up the game expected of them, and only three times during the contest were they able to make the necessary five yards. They were also weak on the defensive, Virginia getting through the line and around the ends almost at will.

Get a Touchdown Early.

The first touchdown came in the middle of the first half, Randolph making a pretty run of twenty-five yards and the institute left end, Yancey, kicked an easy goal. Virginia scored again three minutes after the opening of the second half; a cadet fumbled on his own twenty-yard line, and Virginia and getting the ball, after successive line plunges, Boshier was pushed across the goal line, and Yancey again placed the ball squarely between the posts.

After a liberal exchange of kicks Virginia again secured the pigskin in mid-field and began her third march to the end zone. Randolph got twenty yards, but was knocked down by the institute's long run around the cadets' left end; Yancey went for a total of eighteen yards in three attempts and Boshier finally galloped across for the final touchdown. The kick-out was not needed, so there was no try for goal.

Fine Run of No Avail.

In the remaining five minutes of play there were a dozen exchanges of punts, with little advantage on either side. On a fourth kick Randolph got forty yards through the cadet eleven, but as there was less than a minute to play, the run availed nothing. Yancey dropped back and tried a goal from placement, but the ball went wide of the mark.

The largest crowd of the season witnessed the contest, and there was some enthusiastic rooting, led by John Ashby Williams, who stood on the side lines with a megaphone for a baton.

Among the spectators were "Biffy" Lee, the ex-Princeton player and football coach, and Chiswell D. Langhorne and party, who came down from "Mirador" in a trolley. Coach Sanford is pleasantly shown by the team, and is confident that his wards will scalp the Carlisle Indians in Norfolk on Saturday next.

Line-Up and Score.

Positions. V. M. I.

Warren, left end; Morrison, Cook, left tackle; James, Hull, left guard; Prazer, Becket, center; Hilley, Kite, right guard; Stud, Cottrill, right tackle; Clay, Williams, right end; Steele, Randolph, quarterback; Tallaferra, Boshier, left halfback; Dodson, Farrell, right halfback; Beckner, Lanford (Yancey) fullback; Massie, Touchdown—Randolph, Boshier (2); Goals from touchdown—Yancey, 2; Umpire, Baird, University of North Carolina; referee, Williams, Virginia. Timekeepers, Moore and Cracraft. Time, twenty minute halves.

## THE SPIDERS BEATEN BY ARTILLERY

Put Up a Plucky, Stubborn Fight, But Too Light for Visitors.

### THE HEAVIER MEN ALSO GOOD PLAYERS

They Have Skill as Well as Might, and With a Steady Rush Push on to Victory—The Results of Other Games.

In the gridiron battle fought at Broad Street Park yesterday afternoon Richmond College went down in overwhelming defeat before the eleven of Old Point Artillery School. The college boys put up a plucky game and showed many of the fighting qualities of a winner. They were outwitted by the big artillerymen who crushed their mass plays and broke up most of the end runs.

But notwithstanding the odds against them the college boys played a fast, good game, and made several sensational plays.

The game was called at 3:30, with the kickoff to Richmond College. At the blow of the whistle the ball went spinning down the field, and was received by Osterholt, of the visitors. He advanced the ball in a long run, and was prettily tackled by Bowen. Then the artillery shoved Monroe, left half, through the line for a gain, and the plucky half was hurt. But he went back into the game and in the next down the artillerymen lost the ball on a fumble. Graham secured the ball for the college. The latter were unable to advance the ball any appreciable distance and in the third down, with three yards to gain, kicked the ball down the field. The visitors made a short gain in receiving the ball, and the college boys put up a pretty defensive game in the fourth down. The visitors played fast ball, and in a few downs Osterholt carried the ball over the line in six and a half minutes from the time the game began. Monroe kicked goal, and the score stood 6 to 0. The artillery kicked off to Richmond College, the ball falling into the hands of Frazer, who made a short gain. The home eleven then tried tactics back formation, but could make no headway, and the wall went over on downs. The artillerymen played snappy, hard ball, and in the next few downs, and in three minutes and twenty seconds from the first touchdown, sent Tony across the line for a second five points. Monroe failed on goal, making the score 11 to 0.

Hudgins Makes Splendid Tackle.

Richmond College kicked off to the artillerymen, who lost the ball on a fumble. Coleman got the ball for the home team, but lost it to the artillerymen. A feature of this part of the game was a splendid tackle by Hudgins for the college eleven. The artillerymen were forced to kick, and Bowen received the ball, but dropped it, and Ogorman secured it by the fumble. This home sixty yard kick was the longest in the history of the game of the Richmond side, and despite all the efforts of the Richmond side, Monroe scored another touchdown for the visitors, but failed on his goal. The score was now 18 to 0.

The artillerymen kicked off again, and Coleman received the ball for the home team, making a good sprint down the field. Monroe, of the visitors, made a good tackle, seeming to be everywhere, and the artillerymen were unable to advance the ball any appreciable distance. Richmond tried the battering process on the visitors' line, but found it impregnable. The tackles back could make but little headway through the heavy mass of bone and muscle which was the defense of the visitors. Webster got the ball, but was forced back for five yards, making ten yards to gain. Richmond kicked, and the ball went over the line and fell into the hands of the visitors. Osterholt tried the battering process on the visitors' line, but found it impregnable. The tackles back could make but little headway through the heavy mass of bone and muscle which was the defense of the visitors. Webster got the ball, but was forced back for five yards, making ten yards to gain. 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